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5 Attorney for Defendant
6 MARK A. MARTIN

7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF CALIFORNIA
9

10 Cr- UNITED STATES OF AMERICA,)	No. 2:21-CR-104-TLN
11)	
12 Plaintiff,)	DEFENDANT'S WAIVER OF
13)	APPEARANCE; ORDER
14 v.)	
15 MARK A. MARTIN,)	Honorable Troy L. Nunley
16 Defendant.)	

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18 Pursuant to Fed.R.Crim.P. 43, defendant, MARK A. MARTIN, hereby waives the right
19 to be present in person in open court upon the hearing of any motion or other proceeding in this
20 case, including, but not limited to, when the case is set for trial, when a continuance is ordered,
21 and when other action is taken by the Court before or after trial, except upon arraignment, initial
22 appearance, trial confirmation hearing, entry of plea, and every stage of trial including verdict,
23 impanelment of jury and imposition of sentence.

24 Defendant hereby requests the Court to proceed during every absence of his which the
25 Court may permit pursuant to this waiver and agrees that his interests will be deemed represented
26 at all times by the presence of his attorney, the same as if the defendant were personally present.
27 Defendant further agrees to be present in Court ready for trial any day and hour the Court may
28 fix in his absence.

1 The defendant further acknowledges that he has been informed of his rights under Title
2 18 U.S.C §§ 3161-3174 (The Speedy Trial Act) and authorizes his attorney to set times and
3 delays without his personal appearance.

4
5 Dated: November 26, 2023

/S/ Mark A. Martin

6 MARK A. MARTIN
7 (Original retained by attorney)

8 I concur in Mr. Martin's decision to waive his presence at future proceedings.

9
10 Dated: November 26, 2023

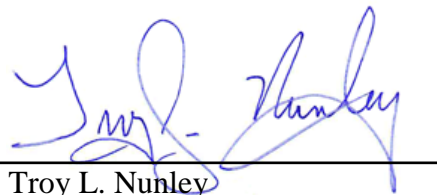
Respectfully submitted,

11
12 /S/ John R. Manning

13 JOHN R. MANNING
14 Attorney for Defendant
15 Mark A. Martin

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17 **IT IS SO ORDERED.**

18
19 Dated: November 27, 2023

20 
Troy L. Nunley

21 United States District Judge
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